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October 29, 2004

**Mark W. Lee**  
**Direct Phone: 612-672-8355**  
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Mark.Lee@maslon.com

Mr. Thomas F. Geishecker  
Emergency Response Branch  
Region 5  
77 West Jackson Boulevard  
Chicago, IL 60604-3590



**Re: Western Minerals Industrial Property Site #B5P2 OU1**

Dear Mr. Geishecker:

This office represents Electramatic, Inc. in connection with your demand for payment for work performed by or on behalf of the U.S. EPA at the Western Minerals Industrial Property Site #B5P2 OU1. Your October 5, 2004, letter claims that the actions taken by U.S. EPA were response actions under CERCLA and demands payment from Electramatic. You further claim that you have information indicating that Electramatic is potentially responsible for the release of hazardous substances at the Western Minerals Site and make demand under section 107. You claim nearly \$1,000,000.00 in response costs.

We do not have the information to which you refer. As the EPA well knows, and is demonstrated by the Site reference, this is the Western Minerals Site. Electramatic is not responsible for the deposition of any asbestos materials at the Site. Electramatic is not responsible for the release or threatened release of any asbestos materials at the site. Simply, Electramatic is not a responsible party and is not liable under section 107.

While our present position is accurately stated above, we are happy to review whatever information you believe will demonstrate EPA's entitlement to recovery from Electramatic under section 107, the appropriateness of the remedy, the costs incurred, and any other information that you think may be pertinent. We are not interested in pursuing or defending litigation relating to the contamination or antagonizing the U.S. EPA. We simply do not agree that Electramatic is liable under section 107.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark W. Lee', written over a horizontal line.

Mark W. Lee

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